

House Engrossed Senate Bill

**FILED**

**JANICE K. BREWER  
SECRETARY OF STATE**

State of Arizona  
Senate  
Forty-seventh Legislature  
Second Regular Session  
2006

**CHAPTER 202**

# **SENATE BILL 1396**

AN ACT

AMENDING SECTION 41-2812, ARIZONA REVISED STATUTES; RELATING TO THE  
DEPARTMENT OF JUVENILE CORRECTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 41-2812, Arizona Revised Statutes, is amended to  
3 read:

4 41-2812. Collection of maintenance for committed youth

5 A. When a youth is committed by the proper court to the department or  
6 to any facility under its jurisdiction, and an order is made by the proper  
7 court concerning the charges, expenses and maintenance payable by the  
8 committed youth or the youth's estate, parent or guardian, the director shall  
9 acknowledge receipt of the money received to the person concerned and shall  
10 deposit, ~~pursuant to sections 35-146 and 35-147,~~ the money RECEIVED in the  
11 ~~state general~~ DEPARTMENT OF JUVENILE CORRECTIONS RESTITUTION fund ESTABLISHED  
12 BY SECTION 41-2826 FOR THE PURPOSE OF FUNDING WORK RESTITUTION PROGRAMS FOR  
13 JUVENILES.

14 B. When a youth is committed by the proper court to the department or  
15 to any facility under its jurisdiction, at the request of the parent or  
16 guardian, the charges, expenses and maintenance of the youth while in such  
17 custody, and the youth's transportation to a secure care facility, shall be  
18 paid by the parent or guardian unless the court or the department, for good  
19 cause shown, otherwise orders, in which case transportation shall be paid by  
20 the county where the commitment issues and the charges, expenses and  
21 maintenance, in whole or in part, shall be paid by this state. The  
22 department, on receipt of any payment, shall follow the procedure in  
23 subsection A OF THIS SECTION.

24 C. THE DIRECTOR SHALL INSTITUTE proceedings for the collection of  
25 delinquent payments to the department ~~shall be instituted by the director in~~  
26 the proper court on petition and notice to the party concerned.

27 D. When a youth is committed by the court to the department and  
28 ordered to pay a ~~conditional liberty supervision~~ fee OF NOT LESS THAN FIFTY  
29 DOLLARS EACH MONTH FOR THE SUPERVISION OF THE COMMITTED YOUTH, the youth  
30 PARENT OR GUARDIAN OF THE YOUTH may pay the fee directly to the ~~committing~~  
31 ~~court~~ DEPARTMENT in order to defer the cost of providing conditional liberty  
32 ~~supervision~~ FOR DEPOSIT INTO THE DEPARTMENT OF JUVENILE CORRECTIONS  
33 RESTITUTION FUND.

APPROVED BY THE GOVERNOR APRIL 24, 2006.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 24, 2006.